### Case 11-35764 Doc 22 Page 1 of 14

FILED
July 21, 2011
CLERK, U.S. BANKRUPTCY COURT
EASTERN DISTRICT OF CALIFORNIA

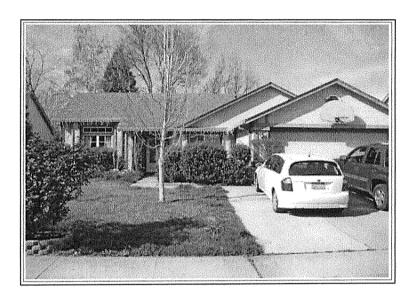
0003647944

1	LAW OFFICES OF JOHN A. TOSNEY	*Address of the last
2	JOHN A. TOSNEY, SBN: 97183	-
	331 J Street, Suite 200 Sacramento, CA 95814	-
3	Tel: (916) 441-4002	
4	Fax: (916) 441-4622	
5	Attorney for Debtor(s)	
6	BRIAN DOUGLAS GERMAN and	-
7	VALERIE COMARSH GERMAN	
8	UNITED STATES BANKRUPTCY COURT	
9	EASTERN DISTRICT OF CALIFORNIA	-
10	In re:	- Charlest Commence
	Case No.: 11-35764-C-13L BRIAN DOUGLAS GERMAN and Mtn. Ctrl. No.JT-2	
11	VALERIE COMARSH GERMAN, In Chapter 13	
12	DATE: August 30, 2011	The same of the sa
13	TIME: 2:00 p.m. DEPT: C, CTRM 33	Application of the last
14	Honorable Judge Christopher Klein	
15	Debtor(s).	
16	EXHIBITS IN SUPPORT OF MOTION TO VALUE COLLATERAL OF BENEFICIAL	-
17	CALIFORNIA, INC.	-
18		
19	Exhibit A – Appraisal of Real Property by James A. Chaussee, located at 1525 Hazel Avenue, Yuba City, CA 95993	
20	Dated:	
21	By:	-
22	JOHN A. TOSNEY, ESQ. Attorney for Debtors	The second of th
23		and Transcription and Street
24		
25		SACKET STREET,
26		A STATE OF THE PARTY OF THE PAR
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Chaussee Appraisal Services

German File No. 110225

#### APPRAISAL OF



A Single Family Residence

### LOCATED AT:

1525 Hazel Avenue Yuba City, CA 95993

FOR:

Brian & Valeri German 1525 Hazel Avenue Yuba City, CA 95993

BORROWER:

NA

AS OF:

March 31, 2011

BY:

James A. Chaussee Ca. License AL015 977

### Case 11-35764 Doc 22 Page 3 of 14

Chaussee Appraisal Services

German File No. 110225 4/6/11 E-mail: briangerman@rocketmail.com Brian & Valeri German 1525 Hazel Avenue Yuba City, CA 95993 File Number: 110225 Dear Client: In accordance with your request, I have appraised the real property at: 1525 Hazel Avenue Yuba City, CA 95993 The purpose of this appraisal is to develop an opinion of the market value of the subject property, as improved. The property rights appraised are the fee simple interest in the site and improvements. In my opinion, the market value of the property as of March 31, 2011 is: One Hundred Thirty-Two Thousand Five Hundred Dollars The attached report contains the description, analysis and supportive data for the conclusions, final opinion of value, descriptive photographs, limiting conditions and appropriate certifications. Respectfully submitted by: James A. Chaussee Ca. License AL015 977

Case 11 cast See Appraisance: Page 4 of 14
UNIFORM RESIDENTIAL APPRAISAL REPORT German

roperty Descrip				UNIT	URIV	" KE	יושעוכי	V I IA	LA	PPRAIS	ML	KEP	<u>UKI</u>	File No.	110225		
Property Address									City	Yuba City			Stat		Zip Code 95	993	
	Legal Description Lot 22, Walton Ranch 02 County Sutter																
Assessor's Parce	No. 5	6-150-022								<u> /ear 2010</u>	R.E. T	axes \$	2,293		ssessments \$	0.00	
Borrower na					Cu	rrent O	wner Ge	man	, Bria	n & Valeri			Occupant: (2	Owner	Tenan	t Vacant	
Property rights ap	_				Leaseho	ld	Projec	t Type		PUD	$\Box$	ondon	ninium (HUDA	/A only)	HOA\$	0.00 /Mo.	
Neighborhood or	Project				City				Ma	p Reference	Map(	<u> Juest</u>	<u> </u>	Census 7	Tract 505.04	<b>,</b>	
Sale Price \$ na			e of Sa	ele na			Description	and \$	атоип	t of loan charg	es/con	ession	s to be paid b	seller na			
Lender/Client Bi	rian &	Valeri Ger	man										CA 95993				
Appraiser Jame	es A.	Chaussee					Address	P. O.	Box	747, Mary	sville,	CA 9	5901				
Location	∐ս	ban 🔀		ırban 👢	Rura	i	Predor		t	Single fam	ily hou	sing	Present lar	nduse%	Land use ch		
Built up	ں لیا	rer 75% 🛚 🗵		5%	Unde	er 25%	occup	ancy		PRICE s (000)	P	GE Trisi	One family	70%	X Not like	Likely	
Growth rate	U Ra	pid X	) Stab	le [	Slow	,	(X) 0	vner		110 L		6	2-4 family		☐ In proce	ss	
Property values	O tra	reasing X	) Stab	le [	Decli	ining	│ 🗍 Te	nant		150 F	ligh	30	Multi-family		To:		
Demand/supply	☐ St	iortage 💢	hbat	ance [	Over:	supply	X Va	cant (0-	5%)	Predo	minant	11.	Commercial	5%			
Marketing time	_ ∪ v	ider 3 mos. X	3-6 n	nos. [	Over	6 mos.	. L 🔲 🗤	ant lover	5%)	124	2	0	Orchard	25%		_	
Note: Race and	thera	cial compos	ition o	f the ne	ighborh	nood a	re not app	raisa	ifacto	ors.	•		•	-			
Neighborhood bo	oundari	es and charac	teristic	cs: Ma	rket an	ea bo	ounded b	v Boo	sue F	Road (sout	h). Hic	ıhwa	/ 99 (east)	. Lincoln	Road (nort	n) and	
Sanborn Roa																	
Factors that affe			f the p	ropertie	s in the r	neiahb	orhood (or	oximity	v to en	nolovment an	d amer	ities.	molovment s	tability, and	eal to marke	. etc.):	
Subject is loc																	
Residential de																	
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Values peake	on com	hannsa biobe	the	n sait ii nact fi	(0 1/00-	igillot	novu, uts idential :	najaro.	m vi l e hav	a pievaieli	be ut s	500%	or more in	the Vish	, utu.j. a Cihi morl	et	
Repossession	u III (i	lee (recis)	and a	had a	los ser	o IES	most se-	nma	tran	eactions :	e for	ho~	enwner h	ave rema	ining posit	/ Lender	
qualifications	for c"	tunes of '-	and S	HUIL SE	abtene	d Da	enite le	INTIO	udil	d low into	as iew	toe f	om pracou	ave renid	e financina	Notices of	
quaincations	ior all	types of lo	alls f	iave U	intene	<u>u. De</u>	spile ION	טוועי	co au	ikob skat	bere	.co, I	inorocci-	quality iC	e of rooting	inge during	
trustee sales		peen increa	asing	SINCE	uie turi	n or (	ie year,	ıııdXll	iy II I	inely that t	nere V	viii DE	increasin	y mumber	3 UI 18U IIS	unga uullilig	
coming month Project Inform		mum : #*		-1-1-1	l_ eb		affected as a		at of a	o Hoes C	mnr-1 4	ccc.	tion (UOA)	<del>, T</del>	YES	NO	
							er/Duilder ii									NO	
Approximate total						<u> </u>		<u>.</u> .	Approx	umate total nu	imper o	unus	for sale in the	a subject pr	ojeci <u>na</u>	······································	
Describe commo			ationa	i iacilitie	s: na							T 7.	<b>-</b>	Clas	ed to stree		
Dimensions 60										11	VI	7	pography				
Site area <u>6785</u>									er Loi	U Yes ↓	X) No	Siz			cal for area		
Specific zoning o		ation and des	criptio	n <u>R-1,</u>	Single	-fami	ly reside	ntial		т		-	ape		langular	-1-	
Zoning compliance		· ·					hered use)		egal	No zonin	g	1	ainage		ears adequ	216	
Highest & best us				t use		r use (e						Vie		Aver			
-	Public	Other				•	ments 1	ype		Public	Private	1	ndscaping	Typi			
Electricity	띯.			Str			halt			_ 🗵	H		veway Surfac		crete		
Gas	凶.	****			rb/gutter						H		•	***************************************	e apparent	V  V] 11-	
Water	(써.				ewalk	Yes					$\mathbb{H}$		MA Special F	lood Hazard		Yes X No	
Sanitary sewer	<u> (</u>			Str	eet lights					<b>一 区</b>	Ж		MA Zone X		_ Map Date 4	788	
Storm sewer	<u> IXI</u>			Alle		No							MA Map No.			1	
Comments (appa	rent ac	iverse easem	ents, e	ncroach	ments, s	special	assessme	nts, si	ide are	eas, illegal or	legal n	oncon	forming zonir	ig, use, etc.	): Iypica	l mid-block	
site with aver	age fr	ont and rea	ır lanı	dscapi	ng. Atta	achec	two-car	gara	ge. F	enced rea	r yard	with	paved pat	10.			
GENERAL DESC	RIPTIO	N	EXTE	RIOR DI					NDAT			1	SEMENT		INSULAT	ION C	
No. of Units	<u>o</u>	ne	Found	dation	_	Concr		Slab		Yes		-,	a Sq.Ft. No	)	Roof _	——H	
No. of Stories	ō	ne	Exteri	or Walls	_	Siding		1	A Space			-	inished		Ceiling _		
Type (Det./Att.)	D	etached	Roof	Surface	Ā	Asph.	Sh.		ement			_	ling		Walls _	U	
Design (Style)	R	anch	Gutte	rs & Dwr		/letal			p Pum			Wa	_		_ Floor .	\Z	
Existing/Propose	d E	xisting		оw Туре	_	Stiding				None not		Flo	_		None _		
Age (Yrs.)	11	•	Storm	√Screen:	: <u>S</u>	Scree	ns			None not		-J Out	side Entry		Unknown .	X	
Effective Age (Yr	s.) 19			factured						None not		Щ,			٦.		
ROOMS	Foyer	Living	D	ining	Kitche	en _	Den	Fami	ily Rm.	Rec. Rm.	Bedre	oms	# Baths	Laundry	Other	Area Sq.Ft.	
Basement								<u> </u>			<u> </u>				<del> </del>		
Level 1		1		1	1			<u> </u>			3		22	. 1	-	1,704	
Level 2			<u> </u>					L							ļ <u>.</u>		
								L		<u></u>	L			L	<u> </u>		
Finished area ab	ove gr	ede contains:			6 Roo			Bedro			2	Bath(s		1,704 Sq		ross Living Area	
INTERIOR	Materia	Is/Condition	T	HEATING	3		KITCHEN E	QUIP.	$\neg$	ATTIC	_		VITIES	-	CAR STOR	AGE:	
Floors	Carpe	t/veneer:av	g i	Туре	cfa		Refrigerato			lone	Щ	•	ace(s) # 1	🗵	None U		
Walls	Painte	ed: avg.		Fuel	Gas		Range/Ove	տ [		Stairs	Щ		paved	🗵	Garage 2	# of cars	
Trim/Finish	Wood	avg.	_],	Condition	Avg.		Disposal	Į		Orop Stair	Щ	Deck		<u>U</u>	Attached		
		carpet: avg	$\Box$	COOLIN	G		Dishwashe	r ļ	X) s	Scuttle	<u> X</u>		entry	씨	Detached		
•		lass: avg		Central	Yes		Fan/Hood	Į.		loor	Щ		6' wood	×	Built-In		
		c: avg			None	_	Microwave	Ţ	= 1	łeated	Щ	Pool		닏	Carport		
Condition Avg Washer/Driver Finished Driveway 2																	
Additional feature	Additional features (special energy efficient items, etc.): Title entry. Wood veneer flooring in kitchen and extended dining room. This home's living space was expanded from 1564 sq.ft. to 1,704 sq.ft. Tax assessment records still show 1,564 sq.ft.																
space was ex	cpand	ed from 15	<u>64 sq</u>	ı.ft. to '	1 <u>,704 s</u>	sq.ft.	lax asse	essme	ent re	coras still	SROW	1,004	sq.n.				
Condition of the	Improv	omante done	nciatio	n Inhwei	eat func	tional	and over	all re	naire r	ikun bebeer	ity of co	astruc	lion remodeli	ing/addition	s, etc.: A	/erage	
nhysical deni	eciati	on of actua	!/effe	ctive a	ae. Ho	me h	as the or	igina	roof	and windo	JWS, W	nich	will need t	o be repla	acea wit <u>nin</u>	the next	
five years. Fl	oor pl	an is functi	onal,	but dir	ting roo	om ex	ctension	may	have	been done	e with	out a	permit. Ec	onomic c	onaitions h	ave resulted	
in value loss throughout the area.																	
													Adverse environmental conditions (such as, but not limited to, hazardous wastes, toxic substances, etc.) present in the improvements, on the site, or in the				
Adverse environ	mental	conditions (s	uch as	, but not	limited	to, ha	zardous v	vastes	. loxic	substances	s, etc.)	prese	nt in the imp	rovements	, on the site	or in the	
	mental	conditions (s	uch as	, but not y: <u>Non</u>	limited e noted	to, ha d.	zardous v	vastes	. loxic	substances	i, etc.)	prese	nt in the imp	rovements	, on the site	or in the	

### Case 11-35764 Doc 22 Page 5 of 14

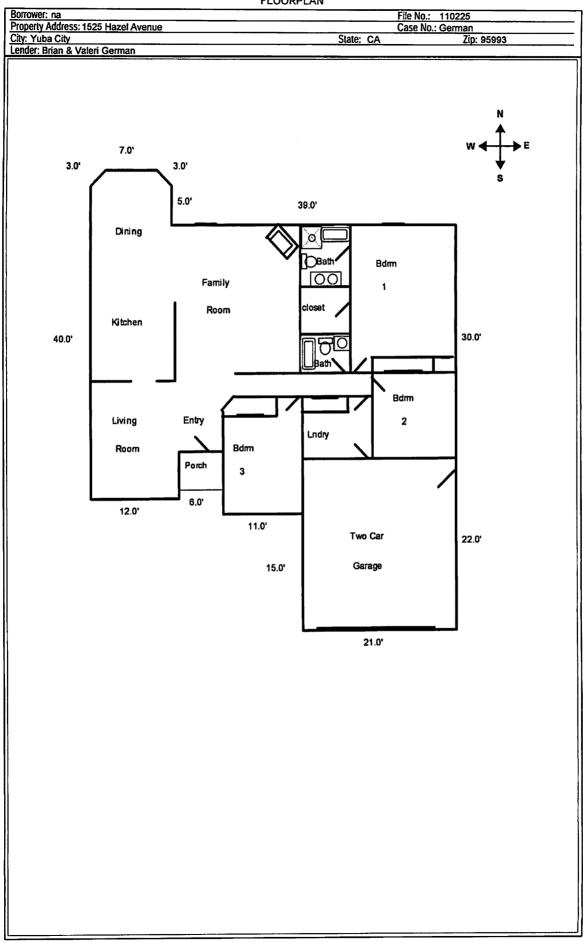
UNIFORM RESIDENTIAL APPRAISAL REPORT Valuation Section File No. 110225 ESTIMATED SITE VALUE.... ..... \* Not developed Comments on Cost Approach (such as, source of cost estimate, **ESTIMATED REPRODUCTION COST-NEW OF IMPROVEMENTS:** site value, square foot calculation and for HUD, VA and FmHA, the Dwelling 1,704 Sq. Ft. @ \$ estimated remaining economic life of the property): Bsmt. 0 Sq. Fl. @ \$ 0 Cost Approach has little relationship to market value due to the economic depreciation of recent years. Resale values are Garage/Carport 462 Sq. Ft. @\$ 0 well below replacement cost. There have been no lot sales in Total Estimated Cost New 0 most market segments. This report has been prepared at the Physical Functional External Less Est. Remaining Econ. Life: -19 request of the party named as client. It is intended for the use Depreciation of client and assigns only, and is not intended for use by any Depreciated Value of Improvements . . . . . . . other parties, for any other purpose. This is a summary report based upon an interior/exterior viewing of the subject "As-is" Value of Site Improvements INDICATED VALUE BY COST APPROACH property. Reports by other trades not received. ITEM SUBJECT COMPARABLE NO. 1 COMPARABLE NO. 2 **COMPARABLE NO. 3** 1323 Johnathan Drive 1525 Hazel Avenue 1131 Robert Drive 1447 Saint John Court Address Yuba City Yuba City Yuba City Yuba City 0.54 miles WNW 0.34 miles NNE 0.40 miles W Proximity to Subject na 131.000 147,900 Sales Price 0.00 Ø 82 75 m 82.35 Ø Price/Gross Liv. Area 84.33 [2] MI#201003905/530 300-0804 Mis#201004336/530 713-5100 Mis#20110235/530 671-1300 Data and/or Inspection Sutter Co. Doc. 2657 Verification Sources Public records Sutter Co. Doc. 0657 Doc. not yet released. VALUE ADJUSTMENTS DESCRIPTION DESCRIPTION DESCRIPTION DESCRIPTION Sales or Financing New Fha Loan New conv. loan New Fha Loan 12 W 3% concession 3% concession 3% concession 4,400 -3.900 Concessions Date of Sale/Time 02/23/11 coe 01/13/11\_coe 3/22/11 coe Suburban/Avg -5,000 SW Yuba City SW Yuba City Cul-de-sac/avg+ Location Fee Simple Fee Simple Leasehoki/Fee Simple Fee Simple Fee Simple -1,000 6,970+/-9,148 sq.ft. 0 7,841 sq.ft. Site 6785 Sq.Ft Local Local Average View Average Ranch/Avo Ranch/Avo Design and Appeal Ranch/Avq Ranch/Avg Average Quality of Construction Average Average Average 36/eff. 20 Yrs. 22 Years 19 Years 20 Years Age Fair-Avg. (+5%) 6.550 Fair-Avg. (+5%) 6,400 Average Condition Average Total Borms Baths 6 3 2.00 Above Grade Total Borms Baths Total Borns Total | Bdrms 3: 2.00 3: 2.00 3 2.00 Room Count 6 -2,300 1,512 Sq.Ft. 1,796 Sq.Ft. Gross Living Area 1,704 Sq.Ft. 1,583 Sq.Ft. 3,000 None Basement & Finished None None None Rooms Below Grade Average Average Average **Functional Utility** Average cfa/cfa cfa/cfa cfa/cfa cfa/cfa Heating/Cooling Average Average Average Average Energy Efficient Item -5,000 2 Att. Garage Gar.2.att Garage/Carport Gar.2.att. 3 Att. Garage. -2,500 -2.500 Covered Patio Paved Patio Covered Patio Paved patio Porch. Patio. Deck. 1 Fireplace 1 Fireplace 1 Fireplace 1 Fireplace Fireplace(s), etc Avg. landscape Avg. landscape Fence, Pool, etc Avg. landscape Avg. landscape Reo-resale Reo-resale Reo-resale Type of sale: Not a sale 650 X + 🔲 -□ · 図 15,200 (X) + 🔘 · 4,900 Net Adj. (total) Gross: 13.7% Gross: 10.3% Adjusted Sales Price Gross: 14.1% 132,400 Net: -10.3% Net: 0.5% 131,650 Net: 3.8% of Comparable Comments on Sales Comparison (including the subject property's compatibility to the neighborhood, etc. ): Sales are all within subject's immediate area and very similar in quality and features. All are reo-resales, which is typical of the current market. Sales 1 & 2 are slightly smaller than subject and in need of minor repairs. Sale #3 is equal to subject in condition, on a cul-de-sac in a slightly superior tract. Comparison of the subject with these sales provides a very good indication of current value. All data has been considered by the appraiser, with the most recent closing (#3) given most weight. COMPARABLE NO. 2 COMPARABLE NO. 3 COMPARABLE NO. 1 ITEM SUBJECT 9/29/10 Trustee Sale 1/18/11 Trustee Sale Date, Price and Data No prior sales in 10/4/10 Trustee Sale \$114,200. Doc. 14691 \$140,848 Doc. 0821 Source for prior sales past 3 years. \$152,507 Doc. 14920. Sutter Co. Sutter Co. Records within year of appraisal Sutter Co. Sutter Co. Records Analysis of any current agreement of sale, option, or listing of the subject property and analysis of any prior sales of subject and comparables within one year of the date of appraisal: #1 was listed @ \$159,500 on 10/13/10. It sold & closed @ \$131,000 in 130 days. #2 was listed @ \$127,500 on 11/24/10. It sold & closed @ \$127,500 in 59 days. #3 was listed @ \$147,900. It sold & closed at full price after just 58 day on the market. INDICATED VALUE BY SALES COMPARISON APPROACH ... 132,500 . . . . . . . . . . . N/A /Mo. x Gross Rent Multiplier INDICATED VALUE BY INCOME APPROACH (If Applicable) Estimated Market Rent \$ subject to the repairs, alterations, inspections or conditions listed below subject to completion per plans and specifications. This appraisal is made X "as is" Conditions of Appraisa: This appraisal is not intended for use in a federally-related real estate mortgage transaction. Inspections by other trades may discover conditions affecting value which are beyond the scope of this appraisal. Final Reconciliation: Appraiser has considered all three approaches to value, concluding that the Sales Comparison Approach provides the best indication of current market value. Income Approach does not apply to single family transactions unless intended for rental use. Cost Approach has little relevance due to economic depreciation. Current resale values have fallen well below replacement cost. The purpose of this appraisal is to estimate the market value of the real property that is the subject of this report, based on the above conditions and the certification, contingent and limiting conditions, and market value definition that are stated in the attached Freddie Mac Form 439/Fannie Mae Form 1004B (Revised 6/93 I (WE) ESTIMATE THE MARKET VALUE, AS DEFINED, OF THE REAL PROPERTY THAT IS THE SUBJECT OF THIS REPORT, AS OF March 31, 2011 WHICH IS THE DATE OF INSPECTION AND THE EFFECTIVE DATE OF THIS REPORT) TO BE\$ 132,500 SUPERVISORY APPRAISER (ONLY IF REQUIRED): APPRAISER: San Allamose Did Did Not Signature Name James A. Chaussee Name Inspect Property Date Report Signed 4/6/11 **Date Report Signed** State Certification # State State Certification # State CA Or State License # State

State

AL015977

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### FLOORPLAN



### Case 11-35764 Doc 22 Page 7 of 14

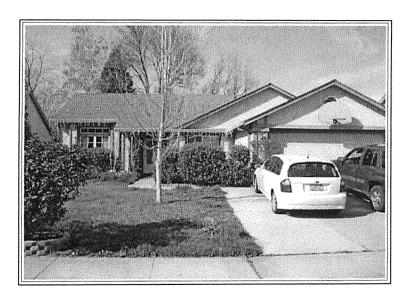
### FLOORPLAN

Borrower: na	File N	lo.: 110225
Property Address: 1525 Hazel Avenue	Case	No.: German
City: Yuba City	State: CA	Zip: 95993
ender: Brian & Valeri German		

	SKETCH CALCULATIONS	Perimeter Area
A2 A5 A4	A1:11.0 x 5.0 = A2:12.0 x 6.0 = A3:50.0 x 28.0 = A4:32.0 x 1.0 = A5:11.0 x 7.0 = A6:0.5 x 2.0x2.0 = A7:0.5 x 2.0x2.0 = A8:7.0 x 2.0 =	55.0 72.0 1450.0 32.0 77.0 2.0 2.0 14.0
	First Floor	1704.0
	Total Living Area	1704.0
Ag	A9:21.0 x 22.0 =	462.0
	Attached Garage	462.0
	Total Garage Area	462.0
الدهياء	A10: 0.5 x 0.1x5.0 = A11: 5.9 x 5.0 =	0.3 29.5
	Porch	29.8
	Total Porch Area	29.8

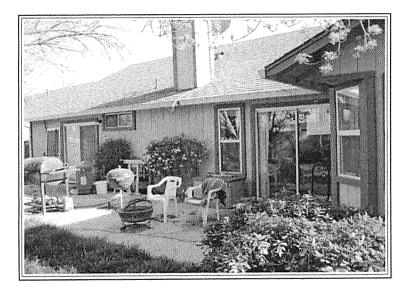
### Cases 1et 735764 TY Prof 220 DEN Bage 8 of 14

Borrower: na	File N	0.: 110225
Property Address: 1525 Hazel Avenue	Case	No.: German
City: Yuba City	State: CA	Zip: 95993
Londor: Brian & Volori Cormon		

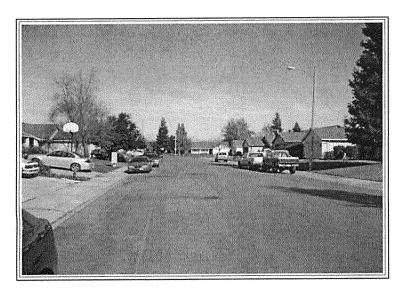


# FRONT VIEW OF SUBJECT PROPERTY

Appraised Date: March 31, 2011 Appraised Value: \$ 132,500



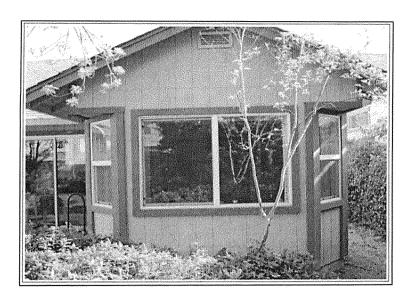
REAR VIEW OF SUBJECT PROPERTY



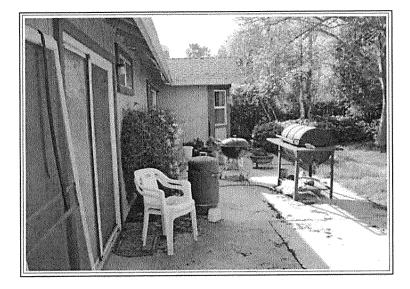
STREET SCENE

### Case 11-23-517-614-hoto Dago 2221 Page 9 of 14

Borrower: na	File N	
Property Address: 1525 Hazel Avenue	Case	No.: German
City: Yuba City	State: CA	Zip: 95993
Lender: Brian & Valeri German		



The dining room was expanded from a nook to a room with bay window.

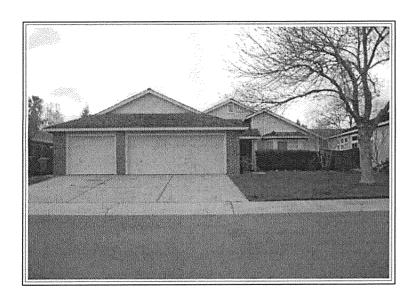


Additional view of rear yard.

Subject has a paved patio area, but no covered patio.

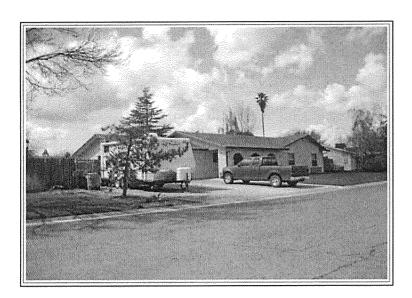
## Casa 11 a 3576 oper Paga and Barge M 10 of 14

Borrower: na	File No.: 110225
Property Address: 1525 Hazel Avenue	Case No.: German
City: Yuba City	State: CA Zip: 95993
Lender: Brian & Valeri German	



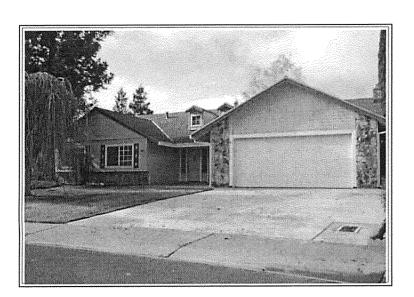
#### COMPARABLE SALE #1

1323 Johnathan Drive Yuba City Sale Date: 02/23/11 coe Sale Price: \$ 131,000



#### COMPARABLE SALE #2

1131 Robert Drive Yuba City Sale Date: 01/13/11 coe Sale Price: \$ 127,500

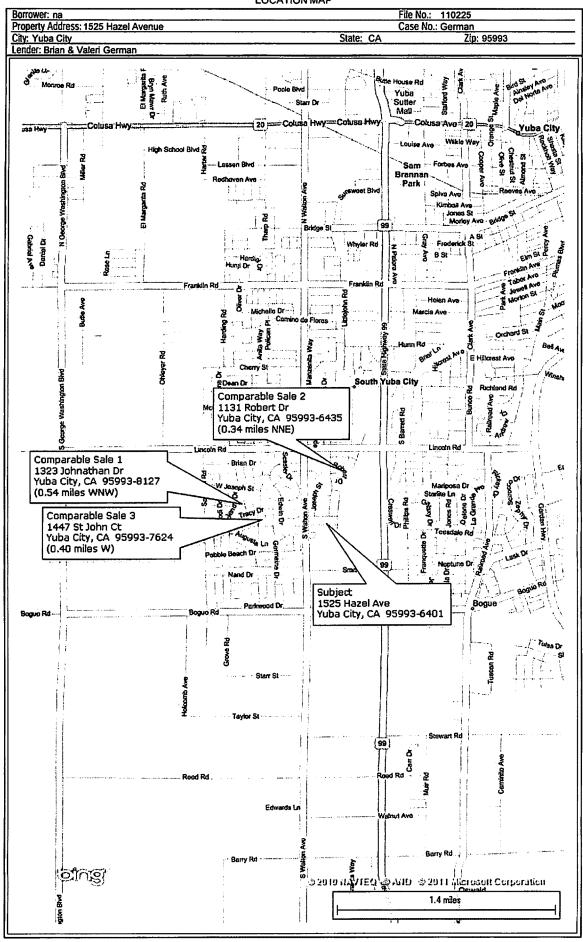


#### COMPARABLE SALE #3

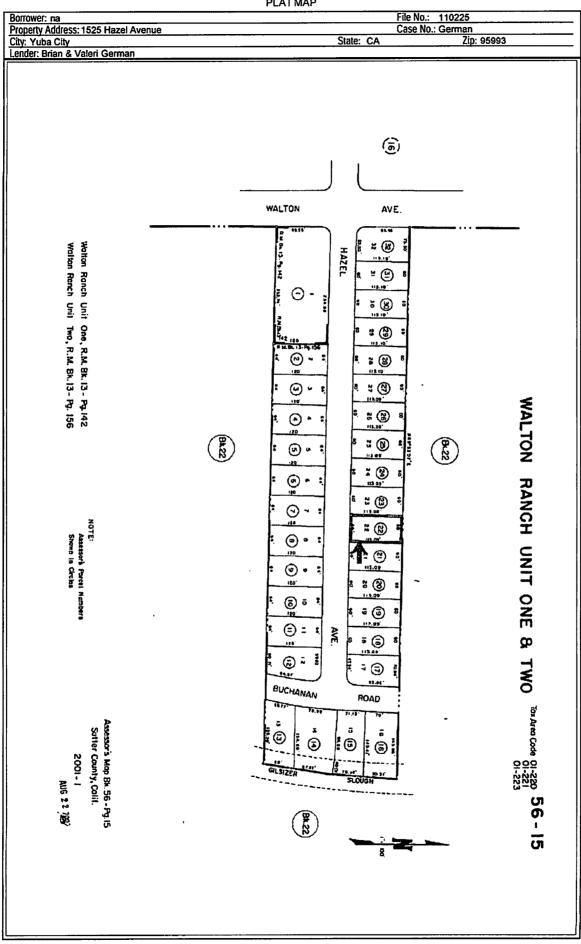
1447 Saint John Court Yuba City Sale Date: 3/22/11 coe Sale Price: \$ 147,900

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#### **LOCATION MAP**



#### PLAT MAP



German File No. 110225

DEFINITION OF MARKET VALUE: The most probable price which a property should bring in a competitive and open market under all conditions requisite to a fair sale, the buyer and seller, each acting prudently, knowledgeably and assuming the price is not affected by undue stimulus. Implicit in this definition is the consummation of a sale as of a specified date and the passing of title from seller to buyer under conditions whereby: (1) buyer and seller are typically motivated; (2) both parties are well informed or well advised, and each acting in what he considers his own best interest; (3) a reasonable time is allowed for exposure in the open market; (4) payment is made in terms of cash in U.S. dollars or in terms of financial arrangements comparable thereto; and (5) the price represents the normal consideration for the property sold unaffected by special or creative financing or sales concessions\* granted by anyone associated with the sale

\*Adjustments to the comparables must be made for special or creative financing or sales concessions. No adjustments are necessary for those costs which are normally paid by sellers as a result of tradition or law in a market area; these costs are readily identifiable since the seller pays these costs in virtually all sales transactions. Special or creative financing adjustments can be made to the comparable property by comparisons to financing terms offered by a third party institutional lender that is not already involved in the property or transaction. Any adjustment should not be calculated on a mechanical dollar for dollar cost of the financing or concession but the dollar amount of any adjustment should approximate the market's reaction to the financing or concessions based on the Appraiser's judgment.

#### STATEMENT OF LIMITING CONDITIONS AND APPRAISER'S CERTIFICATION

CONTINGENT AND LIMITING CONDITIONS: The appraiser's certification that appears in the appraisal report is subject to the following conditions:

- 1. The appraiser will not be responsible for matters of a legal nature that affect either the property being appraised or the title to it. The appraiser assumes that the title is good and marketable and, therefore, will not render any opinions about the title. The property is appraised on the basis of it being under responsible ownership.
- 2. The appraiser has provided a sketch in the appraisal report to show approximate dimensions of the improvements and the sketch is included only to assist the reader of the report in visualizing the property and understanding the appraiser's determination of its size.
- 3. The appraiser has examined the available flood maps that are provided by the Federal Emergency Management Agency (or other data sources) and has noted in the appraisal report whether the subject site is located in an identified Special Flood Hazard Area. Because the appraiser is not a surveyor, he or she makes no guarantees, express or implied, regarding this determination.
- 4. The appraiser will not give testimony or appear in court because he or she made an appraisal of the property in question, unless specific arrangements to do so have been made beforehand.
- 5. The appraiser has estimated the value of the land in the cost approach at its highest and best use and the improvements at their contributory value. These separate valuations of the land and improvements must not be used in conjunction with any other appraisal and are invalid if they are so used.
- 6. The appraiser has noted in the appraisal report any adverse conditions (such as, needed repairs, depreciation, the presence of hazardous wastes, toxic substances, etc.) observed during the inspection of the subject property or that he or she became aware of during the normal research involved in performing the appraisal. Unless otherwise stated in the appraisal report, the appraiser has no knowledge of any hidden or unapparent conditions of the property or adverse environmental conditions (including the presence of hazardous wastes, toxic substances, etc.) that would make the property more or less valuable, and has assumed that there are no such conditions and makes no guarantees or warranties, express or implied, regarding the condition of the property. The appraiser will not be responsible for any such conditions that do exist or for any engineering or testing that might be required to discover whether such conditions exist. Because the appraiser is not an expert in the field of environmental hazards, the appraisal report must not be considered as an environmental assessment of the property.
- 7. The appraiser obtained the information, estimates, and opinions that were expressed in the appraisal report from sources that he or she considers to be reliable and believes them to be true and correct. The appraiser does not assume responsibility for the accuracy of such items that were furnished by other parties.
- 8. The appraiser will not disclose the contents of the appraisal report except as provided for in the Uniform Standards of Professional Appraisal Practice.
- The appraiser has based his or her appraisal report and valuation conclusion for an appraisal that is subject to satisfactory completion, repairs, or alterations on the assumption that completion of the improvements will be performed in a workmanlike manner.
- 10. The appraiser must provide his or her prior written consent before the lender/client specified in the appraisal report can distribute the appraisal report (including conclusions about the property value, the appraiser's identity and professional designations, and references to any professional appraisal organizations or the firm with which the appraiser is associated ) to anyone other than the borrower; the mortgagee or its successors and assigns; the mortgage insurer; consultants; professional appraisal organizations; any state or federally approved financial institution; or any department, agency, or instrumentality of the United States or any state or the District of Columbia; except that the lender/client may distribute the property description section of the report only to data collection or reporting service(s) without having to obtain the appraiser's prior written consent. The appraiser's written consent and approval must also be obtained before the appraisal can be conveyed by anyone to the public through advertising, public relations, news, sales, or other media.

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German File No. 110225

### APPRAISERS CERTIFICATION: The Appraiser certifies and agrees that:

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- 1. I have researched the subject market area and have selected a minimum of three recent sales of properties most similar and proximate to the subject property for consideration in the sales comparison analysis and have made a dollar adjustment when appropriate to reflect the market reaction to those items of significant variation. If a significant item in a comparable property is superior to, or more favorable than, the subject property, I have made a negative adjustment to reduce the adjusted sales price of the comparable and, if a significant item in a comparable property is inferior to, or less favorable than the subject property. I have made a positive adjustment to increase the adjusted sales price of the comparable.
- 2. I have taken into consideration the factors that have an impact on value in my development of the estimate of market value in the appraisal report. I have not knowingly withheld any significant information from the appraisal report and I believe, to the best of my knowledge, that all statements and information in the appraisal report are true and correct.
- 3. I stated in the appraisal report only my own personal, unbiased, and professional analysis, opinions, and conclusions, which are subject only to the contingent and limiting conditions specified in this form.
- 4. I have no present or prospective interest in the property that is the subject to this report, and I have no present or prospective personal interest or bias with respect to the participants in the transaction. I did not base, either partially or completely, my analysis and/or the estimate of market value in the appraisal report on the race, color, religion, sex, handicap, familial status, or national origin of either the prospective owners or occupants of the subject property or of the present owners or occupants of the properties in the vicinity of the subject property.
- 5. I have no present or contemplated future interest in the subject property, and neither my current or future employment nor my compensation for performing this appraisal is contingent on the appraised value of the property.
- 6. I was not required to report a predetermined value or direction in value that favors the cause of the client or any related party, the amount of the value estimate, the attainment of a specific result, or the occurrence of a subsequent event in order to receive my compensation and/or employment for performing the appraisal. I did not base the appraisal report on a requested minimum valuation, a specific valuation, or the need to approve a specific mortgage loan.
- 7. I performed this appraisal in conformity with the Uniform Standards of Professional Appraisal Practice that were adopted and promulgated by the Appraisal Standards Board of The Appraisal Foundation and that were in place as of the effective date of this appraisal, with the exception of the departure provision of those Standards, which does not apply. I acknowledge that an estimate of a reasonable time for exposure in the open market is a condition in the definition of market value and the estimate I developed is consistent with the marketing time noted in the neighborhood section of this report, unless I have otherwise stated in the reconciliation section.
- 8. I have personally inspected the interior and exterior areas of the subject property and the exterior of all properties listed as comparables in the appraisal report. I further certify that I have noted any apparent or known adverse conditions in the subject improvements, on the subject site, or on any site within the immediate vicinity of the subject property of which I am aware and have made adjustments for these adverse conditions in my analysis of the property value to the extent that I had market evidence to support them. I have also commented about the effect of the adverse conditions on the marketability of the subject property.
- 9. I personally prepared all conclusions and opinions about the real estate that were set forth in the appraisal report. If I retied on significant professional assistance from any individual or individuals in the performance of the appraisal or the preparation of the appraisal report, I have named such individual(s) and disclosed the specific tasks performed by them in the reconciliation section of this appraisal report. I certify that any individual so named is qualified to perform the tasks. I have not authorized anyone to make a change to any item in the report; therefore, if an unauthorized change is made to the appraisal report, I will take no responsibility for it.

SUPERVISORY APPRAISER'S CERTIFICATION: If a supervisory appraiser signed the appraisal report, he or she certifies and agrees that: I directly supervise the appraiser who prepared the appraisal report, have reviewed the appraisal report, agree with the statements and conclusions of the appraiser, agree to be bound by the appraiser's certifications numbered 4 through 7 above, and am taking full responsibility for the appraisal and the appraisal report.

ADDRESS OF PROPERTY APPRAISED: 1525 Hazel A	venue, Yuba City, CA 95993
APPRAISER:	SUPERVISORY APPRAISER (only if required)
Signature: Name: James A. Chaussee  Date Signed: 4/8/11  State Certification #: or State License #: Al.015977  State: CA  Expiration Date of Certification or License: 7/7/11	Signature: Name: Date Signed: State Certification #: or State License #: State: Expiration Date of Certification or License:  Did Did Not Inspect Property
Ca. License AL015 977	

Freddie Mac Form 439 6-93 Page 2 of 2 Fannie Mae Form 1004B 6-93